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OFFICE OF PETITIONS

In re Application of

Steven K. Reinhardt et al.

Application No. 10/749,618 : DECISION ON PETITION

Filed: December 30, 2003

Attorney Docket No. 42P17412

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed August 24, 2009, to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to reply in a timely manner to the Notice of Non-Compliant Appeal Brief, mailed November 10, 2008. The Notice set a period for reply of one (1) month or thirty (30) days whichever is longer. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the application became abandoned on December 11, 2008.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an appeal brief, (2) the petition fee of \$1,620, and (3) a proper statement of unintentional delay.

Telephone inquiries concerning this decision should be directed to JoAnne Burke at (571)272-4584.

This application is being referred to Technology Center AU 2183 for appropriate action by the Examiner in the normal course of business on the reply received.

Ramesh Krishnamurthy

Petitions Examiner Office of Petitions